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7 **THE DISTRICT COURT OF GUAM**

8 IN RE:

BANKRUPTCY CASE NO. 13-00099

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10 KIM, CHONG C.,

ORDER

11 Debtor.
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14 Before the court is Chapter 7 Trustee's Motion and Memorandum of Points and
15 Authorities in Support of Motion for Reconsideration of Order filed on June 28, 2019. *See* ECF
16 No. 181. Therein, the trustee moves the court to reconsider its decision in staying Civil Case No.
17 16-00033, and moves the court to dismiss the case instead. *Id.* at 4. As the trustee clearly put it,
18 "Civil Case No. 16-00033 seeks a declaratory judgment to exonerate the non-debtor spouse from
19 liability from the Kumho mortgage, a quite title and cancellation of the *very* mortgage which this
20 Court has determined in its June 28, 2019, Order that it is an estate liability which only the
21 Trustee has standing to address[.]" *Id.* at 3-4 (emphasis added). Accordingly, in light of this
22 court's finding that the non-debtor spouse has no standing to contest the validity of the mortgage
23 lien on a property that belongs to the bankruptcy estate, *see* ECF No. 176, the court hereby
24 **GRANTS** the trustee's motion for reconsideration. The stay imposed in Civil Case No. 16-

00033 is hereby lifted, and the case is dismissed for lack of standing.¹ The Clerk of Court shall file this order and the order dated June 28, 2019, ECF No. 176, in Civil Case No. 16-00033.

SO ORDERED.

¹ The non-debtor spouse, who is the plaintiff in Civil Case No. 16-00033, had notice of the motion for reconsideration and did not file any objection to said motion.